

ORDINANCE No. 117218

COUNCIL BILL No. 110228

AN ORDINANCE revising the Animal Control Code (Seattle Municipal Code Chapter 9.25); establishing an administrative process for destroying vicious or dangerous animals; requiring rabies vaccinations for dogs and cats and proof of insurance for guard or attack dogs; and making other changes; amending Sections 9.25.020, -.025, -.030, -.045, -.046, -.047, -.050, -.054, -.080, -.081, -.091, -.110, and -.120; adding new Sections 9.25.035, -.036 and -.037; and repealing Chapter 9.22.

COMPTROLLER FILE No. _____

Introduced: JUN 27 1994	By: DRAGO
Referred:	To:
Referred: JUN 27 1994	To: BUSINESS AND LABOR POLICY
Referred:	To:
Reported: JUL 1 1 1994	Second Reading: JUL 1 1 1994
Third Reading: JUL 1 1 1994	Signed: JUL 1 1 1994
Presented to Mayor: JUL 1 2 1994	Approved: JUL 1 4 1994
Returned to City Clerk: JUL 1 5 1994	Published:
Voted by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: (OK)

NR

~~Law Department~~

The City of Seattle--Legislation

REPORT OF COMMITTEE

Honorable President:

Your Committee on

Business and Labor

to which was referred the within Council Bill No. 110228
report that we have considered the same and respectfully recommend

Do Pass 3-0

Full Council Vote 8

Landrege

Committee Chair

NR

~~Law Department~~

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

7/6/94

Honorable President:

Your Committee on

Business and Labor

to which was referred the within Council Bill No.

110228

report that we have considered the same and respectfully recommend that the same:

Do Pass 3-0

Full Council Vote 8-0

Jan Drago

Committee Chair

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ORDINANCE 117218

AN ORDINANCE revising the Animal Control Code (Seattle Municipal Code Chapter 9.25); establishing an administrative process for destroying vicious or dangerous animals; requiring rabies vaccinations for dogs and cats and proof of insurance for guard or attack dogs; and making other changes; amending Sections 9.25.020, -.025, -.030, -.045, -.046, -.047, -.050, -.054, -.080, -.081, -.091, -.110, and -.120; adding new Sections 9.25.035, -.036 and -.037; and repealing Chapter 9.22.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 9.25.020 of the Seattle Municipal Code (Ordinance 112335, Section 1 (part)) is amended as follows:

9.25.020 Definitions -- A -- E.

As used in this chapter, except where a different meaning is plainly apparent from the context, the following definitions apply:

A. "Abandon" means the act of leaving an animal:

1. Without food, water, or care for twenty-four (24) hours or more; or

2. In a situation where the conditions present an immediate, direct, and serious threat to the life, safety, or health of the animal.

B. "Alter" means to permanently render an animal incapable of reproduction.

C. "Animal Control Officer" means any person who is employed with the Seattle Division of Animal Control or appointed by the Director for the purpose of aiding in the enforcement of any ordinance, or relating to the licensing control, quarantine, seizure or impoundment of animals.

((C+)) D. "City" means The City of Seattle.

((D+)) E. "Dangerous animal" means any animal, other than the common household cat or dog, bees or other insects specifically provided for by ordinance, that is capable of killing or seriously injuring a human being.

((E+)) F. "Director" means the Finance Director of The City of

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1 Seattle or his/her authorized representative.

2 ((F-)) G. "Department" means the Finance Department of The
3 City of Seattle.

4 Section 2. Section 9.25.025 of the Seattle Municipal Code
5 (Ordinance 112335, Section 1 (part)) is amended as follows:

6 A. There hereby is established an Animal Control Commission
7 comprised of eleven (11) members, who shall serve without compen-
8 sation. Six (6) commissioners shall be appointed by the Mayor,
9 subject to confirmation by a majority vote of all members of the
10 City Council; and five (5) commissioners shall be appointed by the
11 City Council. ((No more than a simple majority shall be pet
12 owners.)) At least one (1) Mayor's appointee shall be a veterinar-
13 ian eligible to practice veterinary medicine in Washington State.
14 Commissioners shall be selected to be representative of the various
15 neighborhoods of the City, and to be representative of the youthful,
16 middle-aged and elderly citizenry of the City. Each Commissioner
17 shall be appointed for a term of three (3) years; provided, that the
18 Commission appointed pursuant to Ordinance 100965 as amended (SMC
19 Section 3.54.030) shall serve as the first Commission contemplated
20 by this section. The term of each Commissioner appointed under SMC
21 Section 3.54.030 shall expire as originally scheduled; and each
22 vacant position shall be filled by the same appointing authority as
23 filled the position under SMC Section 3.54.030.

24 B. The Commission shall organize, elect officers, adopt rules
25 for its procedures, and provide a statement of organization and
26 public disclosure index, all in accordance with public disclosure
27 law (RCW 42.17.250 et seq.) and the City's Administrative Procedures
28 Ordinance (SMC Chapter 3.02), as now existing or hereafter amended,
29 revised or re-enacted.

30 C. The Animal Control Commission shall advise the Mayor, the
31 City Council, and the Finance Director regarding animal control in
32 the ((e)) City.
33

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1 Section 3. Section 9.25.030 of the Seattle Municipal Code
2 (Ordinance 112335, Section 1 (part), as last amended by Ordinance
3 116694, Section 5) is further amended as follows:

4 **9.25.030 Authority of the Director.**

5 A. The Director is authorized to:

6 1. Make rules for the interpretation and implementa-
7 tion of this chapter, pursuant to the Administrative Code;

8 2. Accept the surrender of animals to the City Animal
9 Shelter;

10 3. Permit or deny adoption from the City Animal Shelter
11 of animals that have been surrendered to the City, or which are
12 stray or under detainment and unclaimed after the expiration of a
13 holding period;

14 4. ~~((Authorize))~~ Direct immediate humane disposal of any
15 animal (a) surrendered to the City for humane disposal, or ~~((any~~
16 ~~animal))~~ (b) determined by the Seattle Municipal Court or any other
17 court of law to be a nuisance, vicious or dangerous, or ~~((any~~
18 ~~animal))~~ (c) involved in a court proceeding in which the owner pled
19 guilty or was found to be guilty of owning a nuisance, vicious or
20 dangerous animal, (d) unclaimed after the expiration of a holding
21 period, or (e) determined by the Director to be vicious or dangerous
22 pursuant to SMC Section 9.25.035;

23 5. Detain animals found to be unlicensed, or abandoned,
24 or at large, or in inhumane conditions, or to be a nuisance, or to
25 be vicious or dangerous, or otherwise found to be in a circumstance
26 violative of this chapter;

27 6. Collect cats, dogs and other animals found dead on
28 the public areas of the City, or from private property on request of
29 the occupant of the property, and to buy, cremate, or arrange for
30 the disposal of such animal;

31 7. Appoint agents for the collection of pig, dog and cat
32 license fees;

33 8. Grant, renew, suspend, revoke, or deny licenses

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1 according to the terms of this chapter;

2 9. Administer the City Animal Shelter;

3 10. Administer the City Spay and Neuter Clinic and
4 Program;

5 11. Charge and collect fees for the services authorized
6 by this chapter, as established by Seattle Municipal Code chapter
7 9.26, known as the "Animal Fee((s)) Ordinance," as now existing or
8 hereafter amended, revised or re-enacted;

9 12. Reduce fees for the adoption or redemption of any
10 animal, when, in the discretion of the Director, such a reduction is
11 in the best interests of the animal;

12 13. Appoint persons experienced in the humane trapping of
13 animals to set and bait a trap or use other devices that do not
14 physically harm an animal trapped, when, in the judgment of the
15 Director, such action will protect the public peace, health, safety
16 and welfare;

17 14. Implant into animals leaving the shelter through
18 adoption or redemption a microchip for identification purposes.

19 B. The Director shall keep records of the handling and
20 licensure of animals in the City.

21 C. Nothing prohibits the Police Department from enforcing
22 provisions of this chapter.

23 D. The Director is authorized to enforce Seattle Municipal
24 Code Sections 18.12.080, 18.12.090 and 18.12.100 (~~(subject to such~~
25 ~~restrictions or qualifications)~~) as authorized by the Superintendent
26 of Parks and Recreation (~~(may establish)~~) by rule.

27 E. The Director is authorized to enforce Seattle Municipal
28 Code Chapter 9.12 and Seattle Municipal Code Section 10.72.020,
29 subject to such restrictions or qualifications as the Director of
30 the Seattle-King County Department of Public Health may establish by
31 rule.

32 Section 4. There are added to Seattle Municipal Code Chapter
33 9.25 (Ordinance 112335) new Sections 9.25.035, 9.25.036, and

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1 9.25.037, as follows:

2 **9.25.035 Declaration that an animal is vicious or dangerous**
3 **-- Order of humane disposal -- Right to meeting.**

4 A. The Director, upon the petition of any person, or at his
5 or her own discretion, may conduct an investigation, and if the
6 findings of the investigation so indicate, he or she may declare an
7 animal to be vicious or dangerous, and may order humane disposal of
8 the animal.

9 B. Before declaring an animal to be vicious or dangerous, the
10 Director shall notify the owner in writing of the reasons why the
11 animal is believed to be vicious or dangerous and subject to humane
12 disposal, the authority for the proposed action, and that the
13 Director will make a final determination after the expiration of
14 twenty (20) days following service of the notice, or, if sent by
15 certified mail, within twenty (20) days after the date of delivery
16 as shown on the returned receipt. In addition, the notice shall
17 inform the owner that he or she will be provided an opportunity to
18 meet with the Director or the Manager of the Animal Control Division
19 as the Director's designee, at which meeting the owner may give,
20 orally and/or in writing, any reasons or information as to why the
21 animal should not be destroyed. The notice shall state the date,
22 time and location of the meeting, which will occur prior to the
23 expiration of twenty (20) days following delivery of the notice.
24 The notice shall be sent by certified mail, return receipt
25 requested, or delivered in person to the owner at the owner's last
26 address known to the Director.

27 C. In the event the Director finds an animal to be vicious or
28 dangerous and orders humane disposal, the declaration and order
29 shall be in writing in the form of an order, and shall include a
30 recital of the authority for the action, a brief and concise
31 statement of the facts which constitute the grounds for ordering
32 humane disposal, and contain the Director's signature. A copy of
33 the order, including notice of the right to appeal, shall be sent by
certified mail, return receipt requested, or delivered in person to

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1 the owner.

2 **9.25.036 Appeal of Director's Order.**

3 A. An owner may appeal a determination of the Director
4 ordering the humane disposal of a vicious or dangerous animal to the
5 office of the Hearing Examiner by filing a notice of appeal and
6 written request for hearing with the Hearing Examiner within ten
7 (10) days after the date of delivery of the Director's order, as
8 noted by the signed returned receipt, and mailing a copy of the
9 notice to the Director. The Hearing Examiner may allow an appeal
10 filed after the tenth (10th) day but within thirty (30) days of the
11 date of delivery of the order, as noted by the signed return
12 receipt, if the Hearing Examiner is satisfied that the delay in
13 filing the appeal occurred as a result of circumstances beyond the
14 control of the owner/appellant, and that the owner/appellant filed
15 the notice as soon as he or she could reasonably do so.

16 B. An order for humane disposal that is not appealed shall be
17 final and authorize the animal's humane disposal.

18 **9.25.037 Authority of Hearing Examiner.**

19 A. The Hearing Examiner shall conduct the review of an appeal
20 from an order for the humane disposition of an animal in an
21 expedited manner and shall make a decision thereon. The procedures
22 of Sections 3.02.090 and 3.02.100 shall apply, except that the
23 intervals for action shall be compressed so that, unless both the
24 owner and the Director consent, the time elapsed between the date of
25 the notice of appeal and the Hearing Examiner's determination shall
26 not exceed thirty (30) days.

27 B. The Hearing Examiner shall have the power to:

28 1. With the owner's consent, authorize an alternate
29 disposition, such as placement of a dangerous animal in a zoological
30 garden, or, if a snake, in a herpetarium;

31 2. Assess the costs of care and feeding of the animal
32 while in City detention; and/or

33 3. Stay on order affirming the Director's order for

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1 humane disposal to allow an owner an opportunity to seek judicial
2 review.

3 C. The decision of the Hearing Examiner shall be final
4 subject to judicial review in the Superior Court.

5 Section 5. Section 9.25.045 of the Seattle Municipal Code
6 (Ordinance 112355, Section 1 (part)) is amended as follows:

7 **9.25.045 Municipal Spay and Neuter Clinic.**

8 A. There shall be a municipal spay and neuter clinic, as
9 provided by Ordinance 107631, at which members of the public may
10 have cats and dogs spayed or neutered in a humane manner upon
11 payment of fees as provided by the Animal Fee Ordinance (Seattle
12 Municipal Code Chapter 9.26).

13 B. Such fees shall include immunization of dogs (~~((against~~
14 ~~distemper, nepatitis, leptospirosis and para-influenza))~~ and (~~((of)~~
15 ~~cats ((against feline panleukopenia, Rhine-Tracheitis and Calici,~~
16 ~~the respective immunizations to be given))~~ as deemed necessary by
17 the spay/neuter veterinarian at the time of surgery.

18 C. The clinic shall operate at a level according to public
19 demand and shall be financed by surgery fees, pet license fees for
20 unaltered animals and other means necessary, provided license fees
21 for altered animals shall not be increased.

22 Section 6. Section 9.25.046 of the Seattle Municipal Code
23 (Ordinance 112355, Section 1 (part)) is amended as follows:

24 **9.25.046 Waiver of City liability.**

25 A. Persons submitting dogs and cats for (~~((the above))~~) any
26 service identified in Section 9.25.045 of this chapter shall sign a
27 consent form certifying thereon under penalty of perjury that they
28 are the owner of said animal(s) or are otherwise authorized to
29 present the animal for the above operation, and such persons may be
30 required to furnish proof of such ownership or authority.

31 B. Such consent shall contain a waiver of any and all
32 liability of the (~~((e))~~) City, its agents, (~~((the Division of Animal~~
33 ~~Control))~~) and any (~~((e))~~) City employee for the injury or death to an

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1 animal arising out of the aforementioned operation or any service
2 provided incidental thereto.

3 Section 7. Section 9.25.047 of the Seattle Municipal Code
4 (Ordinance 112335, Section 1 (part)) is amended as follows:

5 **9.25.047 Return date establishment.**

6 The Director shall establish a return date by which persons
7 submitting animals for any of the ((above operations)) services
8 identified in Section 9.25.045 of this chapter shall pick up said
9 animals or be subject to a reasonable board and care fee to commence
10 on the day after such a return date. Failure to pick up an animal
11 within five (5) days of said return date shall be deemed abandonment
12 of such animal. ((and)) The Director shall serve notice upon the
13 owner or mail notice by certified mail, return receipt requested,
14 and if fees are not paid, the Director may dispose of it by adoption
15 or euthanasia.

16 Section 8. Section 9.25.050 of the Seattle Municipal Code
17 (Ordinance 112335, Section 1 (part)) is amended as follows:

18 **9.25.050 Animal licenses generally.**

19 A. The following animal licenses shall be required: potbelly
20 pig, cat, and dog licenses, guard and attack dog licenses, and
21 dangerous animal licenses.

22 B. Persons owning or harboring a dog or cat four (4) months
23 of age or older shall be required to provide proof of current rabies
24 vaccination in order to obtain a license for that animal.

25 ((B-)) C. Possession of a pig, cat or dog license, or any type
26 of animal license, shall not excuse a person from the requirement to
27 obtain other types of animal licenses, or from the requirements of
28 Health, ((or)) Zoning, or other applicable laws.

29 ((C-)) D. Licenses are not transferable.

30 ((D-)) E. Applications for licenses shall be made on forms
31 approved by the Director and shall be accompanied by the fee set by
32 the Animal Fee Ordinance (Seattle Municipal Code Chapter 9.26) and,
33 in the case of cat or dog licenses, proof of alteration if the

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1 animal is altered. Licenses shall be issued in the name of the
2 owner, and shall be numbered. Licenses shall be issued for a twelve
3 (12) month period.

4 Section 9. Section 9.25.054 of the Seattle Municipal Code
5 (Ordinance 112335, Section 1 (part)) is amended as follows:

6 **9.25.054 Guard or attack dog license; Proof of insurance;**
7 **Posting notice and license.**

8 A. No person shall use or harbor a guard or attack dog
9 without first obtaining a guard or attack dog license therefor.

10 B. The applicant for a guard or attack dog license shall
11 ~~((certify))~~ provide the following information:

12 1. The name and address of the owner of the guard or
13 attack dog, a description of the dog, the address and business name
14 (if any) of the premises the dog will guard;

15 2. The name and address of the trainer of the guard or
16 attack dog, and the name of and address of the purveyor of the dog;

17 3. Proof of a policy of public liability insurance, such
18 as homeowner's insurance, issued by an insurer authorized to do
19 business in the State of Washington in an amount of at least Fifty
20 Thousand Dollars (\$50,000), insuring the owner on account of any
21 liability for claims for death or personal injury inflicted by the
22 guard or attack dog to any person; and

23 4. Such other information as the Director may reasonably
24 require.

25 C. The applicant shall certify that:

26 ~~((3-))~~ 1. ~~((That))~~ the premises the dog will guard are
27 adequately secured for the safety of the public;

28 ~~((4-))~~ 2. ~~((That))~~ signs are displayed on the premises
29 at all entrances and at thirty (30) foot intervals clearly warning
30 that a guard or attack dog is on duty; and

31 ~~((5-))~~ 3. ~~((That))~~ the user of the guard or attack dog
32 is aware of and understands the aggressive nature of the dog and can
33 demonstrate total control of the dog.

D. A copy of the guard or attack dog license must be posted

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1 and presented upon demand of a police officer or the Director.

2 Section 10. Section 9.25.080 of the Seattle Municipal Code
3 (Ordinance 112335, Section 1 (part)) is amended as follows:

4 **9.25.080 Offenses relating to licensing.**

5 It is unlawful for the owner of any animal to:

6 A. Fail to obtain the licenses required by the Animal Control
7 Fee Ordinance (Seattle Municipal Code Chapter 9.26);

8 B. Fail to display conspicuously the current and valid
9 license identification on the licensed animal;

10 C. Fail to show the license upon request of any Animal
11 Control Officer or any Police Officer;

12 D. Use or permit another person to use a license or license
13 identification not issued to such person;

14 E. Remove a license identification from any pig, cat or dog
15 without the owner's consent;

16 F. Alter a license in any manner;

17 G. Make a false or misleading statement or representation
18 regarding the ownership or right to custody of control of any
19 animal, or regarding the ownership of an animal redeemed from,
20 surrendered to, detained by the Director; (~~ex- to~~)

21 H. Remove any detained animal from the City Animal Shelter or
22 a Department vehicle without written consent of the Director;

23 I. Remove a microchip implanted in an animal by the City for
24 identification purposes.

25 Section 11. Section 9.25.081 of the Seattle Municipal Code
26 (Ordinance 112335, Section 1 (part)) is amended as follows:

27 **9.25.081 Offenses relating to cruelty.**

28 It is unlawful for any person to:

29 A. Injure, kill, or physically mistreat any animal except as
30 is expressly permitted by law;

31 B. Lay out to expose or leave exposed any kind of poison or
32 poisoned food or drink where it is accessible to an animal, or place
33 such poisoned materials in a stream or other body of water,

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1 endangering fish or shellfish; provided, that nothing shall prevent
2 the reasonable use of rodent poison, insecticides, fungicides or
3 slug bait for their intended purposes; and provided, further, that
4 nothing in this paragraph shall prohibit any governmental agency
5 acting in the course of its governmental duties;

6 C. Set or bait any trap, except for rats or mice, unless
7 appointed by the Director to do so (~~provided, no permit is required~~
8 ~~to trap rats or mice~~));

9 D. Confine, without adequate ventilation, any animal in any
10 box, container or vehicle;

11 E. Tease, tantalize or provoke any animal with the intent to
12 cause destructive behavior, fear or (~~anger~~) hostility;

13 F. Tether or confine any animal in such a manner or in such
14 a place as to cause injury or pain or to endanger an animal; or to
15 keep an animal in quarters that are injurious to the animal due to
16 inadequate protection from heat or cold, or that are of insufficient
17 size to permit the animal to move about freely;

18 G. Keep an animal in an unsanitary condition or fail to
19 provide sufficient food, water, shelter, or ventilation necessary
20 for the good health of that animal;

21 H. Fail to provide his/her animal the medical care that is
22 necessary for its health or to alleviate its pain;

23 I. Permit any animal to fight or injure any other animal, or
24 permit any animal to be fought or injured by any other animal; or to
25 train or keep for the purpose of training any animal for the exhibi-
26 tion of such animal in combat with any other animal, whether for
27 amusement of him/herself or others, or for financial gain; or permit
28 such conduct on premises under his/her control, or to be present as
29 a spectator at such exhibition;

30 J. (~~Te~~) (~~p~~) Possess cock spurs, slashers, gaffs, or other
31 tools, equipment, devises or training facilities for the purpose of
32 training and/or engaging an animal in combat with another animal;

33 K. Abandon any animal.

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1 Section 12. Subsection D of Section 9.25.091 of the Seattle
2 Municipal Code (Ordinance 112335, Section 1 (part)) is amended as
3 follows:

4 D. Any ((sexually mature)) unaltered cat or dog eight weeks
5 or older selected for adoption must be altered prior to the adopter
6 taking possession of the animal. The expense of altering will be
7 paid by the adopter. A deposit ((is)) shall be required for any dog
8 or cat unable to have surgery at the time of adoption ((for all
9 sexually immature dogs and cats)) setting a date by which that
10 animal must be altered. The deposit shall be refunded when proof
11 has been furnished to the Director that the sterilization operation
12 has been performed prior to the established due date. The deposit
13 shall be forfeited to The City of Seattle if not claimed on or
14 before the due date.

15 Section 13. Section 9.25.110 of the Seattle Municipal Code
16 (Ordinance 112335, Section 1 (part)) is amended as follows:

17 **9.25.110 Denial, Suspension, or Revocation of license --**
18 **Order.**

19 The Director may deny, suspend, or revoke a license for an
20 animal found to be a "vicious animal," and a license for a guard or
21 attack animal under Section 9.25.054 upon determining that the
22 applicant or licensee has violated or failed to comply with any
23 provision of this chapter. The denial, suspension, or revocation of
24 a license shall be in writing in the form of an order, and shall
25 include a recital of the authority for the action, a brief and
26 concise statement of facts which constitute the grounds for the
27 denial, and the Director's signature. A copy of the order,
28 including notice of the right to a hearing, shall be mailed to the
29 applicant.

30 Section 14. Section 9.25.120 of the Seattle Municipal Code
31 (Ordinance 112335, Section 1 (part)) is amended as follows:

32 **9.25.120 Denial, Suspension, or Revocation of License --**
33 **Appeal.**

A. If the Director has ordered a license denied, suspended,

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1 or revoked, the applicant may contest the ((denial)) order by filing
2 a notice of appeal and request for hearing with the Hearing Examiner
3 within thirty (30) days after service or mailing of the order. If
4 a timely appeal is not filed by the applicant, the order of the
5 Director ((denying the license)) shall be final.

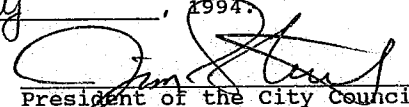
6 B. If a timely request for hearing is filed by the applicant,
7 a hearing shall be scheduled before the Hearing Examiner and shall
8 be conducted by the Hearing Examiner according to his/her rules for
9 contested cases.

10 Section 15. This ordinance shall not terminate any prosecution
11 or administrative action pending on its effective date.

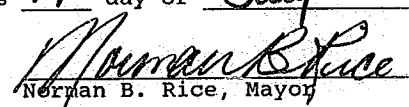
12 Section 16. Seattle Municipal Code Chapter 9.22 (Ordinance
13 109020, Sections 104), being duplicatory of Sections 9.25.045
14 through 9.25.048, is hereby repealed.

15 Section 17. This ordinance shall take effect and be in force
16 thirty days from and after its passage and approval, if approved by
17 the Mayor; otherwise it shall take effect at the time it shall
18 become a law under the provisions of the City Charter.

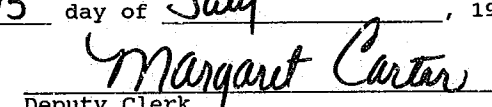
19 Passed by the City Council the 11 day of July, 1994,
20 and signed by me in open session in authentication of its passage
21 this 11 day of July, 1994.

22 
23 President of the City Council

24 Approved by me this 14 day of July, 1994.

25 
26 Norman B. Rice, Mayor

27
28 Filed by me this 15 day of July, 1994.

29 
30 Deputy Clerk

31 (SEAL)

32 Published _____
33

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JAN DRAGO
Seattle City Councilmember

COPY RECEIVED
94 JUN 20 PM 3:14
SEATTLE CITY ATTORNEY

TO: JORGEN BADER
FROM: JAN DRAGO *[Signature]*
DATE: JUNE 20, 1994
RE: CHANGES TO THE PROPOSED AMENDMENTS TO THE ANIMAL
CONTROL ORDINANCE

I have three changes for the proposed amendments to the Animal Control Ordinance.

The first is the proposed change to Section 9.25.110 which authorizes the Director to deny, suspend or revoke a license upon determining that the applicant has violated or failed to comply with this or any other law or ordinance. **Please remove this Section from the ordinance.**

The second is the proposed changes to Sections 9.25.035, 036, 037 which provides the Director an administrative process for declaring an animal to be vicious or dangerous. **Please add due process provisions for the owner and that the Director must conduct an investigation when going through the process to declare an animal vicious or dangerous.**

The third change is to Section 9.25.035, 036, 037 which provides for the administrative process for declaring an animal to be vicious or dangerous. **Please add a requirement that the Director's notification by mail must be via a certified or registered letter.** This will ensure that the owner knows what is happening to his or her animal.

In addition, any references to Licenses and Consumer Affairs should be deleted. I am scheduled to pass this ordinance at our July 6 committee meeting.

I have also enclosed a copy of the ordinance with some suggestions for changes. Please review them and make the appropriate changes.

If you have any questions about my changes, please call me, or my assistant, Dan McGrady, at 684-8801. Thank you for your attention to this request.

cc: Delores Petty

Eleventh Floor Municipal Building
600 Fourth Avenue Seattle WA 98104-1876 (206) 684-8801

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STATE OF WASHINGTON - KING COUNTY

45671
City of Seattle, City Clerk

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No. ORDINANCE IN

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORD:117218

was published on

07/21/94

The amount of the fee charged for the foregoing publication is the sum of \$ which amount has been paid in full.

Subscribed and sworn to before me on

07/22/94

Notary Public for the State of Washington,
residing in Seattle

Affidavit of Publication

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CITY OF BOULDER
ORDINANCE 2723